FORM TO BE USED BY A PRISONER IN FILING A CIVIL RIGHTS COMPLAINT

IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

(1) TAME	LNEND MATTHEWS NCBOLD	:
(Name o	of Plaintiff) (Inmate Number)	:
P.O. F	30x 200 CAMP HILL, PA 17001	:
(Addres		:
(2)		
	of Plaintiff) (Inmate Number)	3:18-CV-515 (Case Number)
(Addres	s)	:
	med party must be numbered, names must be printed or typed)	: : :
	vs.	: CIVIL COMPLAINT
(1) SHERF	PRIBARBOUR RESPRESOR IS SUPERILISOR	: :
(2) DIANE	e YAUE, RECORDS SUPERVISOR	FILED
-		SCRANTON
	ENCE MAHALLY SUPERINTENDENT of Defendants)	MAR 0 5 2018
(4) JUSTI	HADAMS, COUNSELOR	PER_ Amo
	med party must be numbered, ames must be printed or typed)	DEPUTY CLERK
	TO BE FILED UNDER: 🗡 42	U.S.C. § 1983 - STATE OFFICIALS
		J.S.C. § 1331 - FEDERAL OFFICIALS
I. PRE	VIOUS LAWSUITS	
A.	If you have filed any other lawsuits in fed number including year, as well as the na	deral court while a prisoner, please list the caption and case me of the judicial officer to whom it was assigned:
	NONE	

II. EXHAUSTION OF ADMINISTRATIVE REMEDIES

		er to proceed in federal court, you must fully exhaust any available administrative round on which you request action.	emedies as to					
	A.	Is there a prisoner grievance procedure available at your present institution? X YesNo						
	B.	Have you fully exhausted your available administrative remedies regarding each o claims?Yes _X_No	f your present					
	C.	If your answer to "B" is Yes:						
		1. What steps did you take?						
		2. What was the result?	_					
	D.	If your answer to "B" is No, explain why not: I was unaware of my detection beyond my maximum sentence until after my release.	40.					
	(1) Na	me of first defendant: SHERRY BARBOUR ployed as RECORDS SUPERVISOR at SCI CAMP HILL	_					
	Ma	iling address: P.O.Box 8837 Camp HILL, PA 17001						
	(2) Na Em	me of second defendant: DIANE YALE ployed as RECORDS SUPERVISOR at SCI DALLAS						
		iling address: 1000 Folizes Road Dallas, PA 18612						
	Em	me of third defendant: LEDLAWRENCE MAHRUY ployed as SUPERINTENDENT at SCI DAUAS	-					
IV. Sī	Ma	iling address: 1000 Fouries Road Dallas, PA 18612 (List any additional defendants, their employment, and addresses on extra sheets if MENT OF CLAIM	(SEE ATTACHED) necessary)					
date	s and p	e as briefly as possible the facts of your case. Describe how each defendant is involved laces. Do not give any legal arguments or cite any cases or statutes. Attach no more inecessary.)						
	1.	ON DZ 02-16 I WAS RESENTENCED TO WEATHER TO THENTY-FOOR (24)) MONTHS					
		FOR DEIZNERY OF A CONFROLLED JUBSTANCE MITH APPROXIMATELY	ZYAG DII					
		TIME CREDIT TO COMMENCE AT THE END OF MY PAROLE MAXIMUM (EXPZ	RED 64 02-18-6					
		(SEE ATTACHED)						

(SEE ATTACHED) 3. OND-22-16, I WAS AT MY MAXIMOM SENTENCE ON HY CASE FOLLOWING MY PAROLE MAXIMUM I WROTE A REDUIST TO RELORDS AT SCI DALLAS, WHICH WAS SUPERVISED BY HIS. TAKE TO INDUIRE ABOUT THE SENTENCENG ORDER FROM OZOC-16 AND WAS TOLD "THERE WAS NO PETORO". MR. MAHALLY IS THE	THE PAROLE MOLATION WAS UNDER OF CR-308-THE PARENTENCE UNDER 13-CR-1867 TH LACKAMANNA COURTY COURT OF COMMONDERS. ON 02-22-16, MY NEW MENTE ACE AND TIME CREDIT WAS ENTERED ALONG WITH MY NEW SENTENCE AT WHICH DEATH COMPLETED MY MAYIMOM PAROLE SENTENCE IN A PRIOR CASE ON 02-05-16. THIS ENTRY WAS DONE BY THE RECORDS DEPARTMENT AT SCI CAMP HILL, WHICH IS CAT THE TIME OF ENTRY) SOFERTISED BY SMARCH'S, BARBOUT CASE FOLLOWING MY PAROLE MAXIMUM I WROTE A RECORDS AT SCI DALLAS, WHICH WAS SUPERVISED BY HIS. THE TO INDUSE ABOUT THE SENTENCIAL ORDER PROM 02-05-16 AND WAS TOLD "THERE WAS NO PETORD" MR. MAHALLY IS THE SUPERINTENDENT OF SCI DALLAS, WHERE I WAS MELTO UNITED 03-27-16. (SEE ATTA CHED STREET AND METOR OF SCI DALLAS, WHERE I WAS HELD UNITED 03-27-16. (SEE ATTA CHED STREET AND METOR) MS. BARROUR MS. YALL; AND MR MAHALLY ARE PESSONSIBLE FOR THE MALRIY-FOUR (3M) DAYS I WAS HELD BEYOND.		
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(SEE ATTACHED)	(SEE ATTACHED)		DAMAGES IN THE AMOUNT OF \$34,000, OR \$1,000 PER DAY.
			(SEE ATTACLED)

V.

3.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this Z8TH day of FEBRUARY , 20 15.

(Signature of Plaintiff)

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I. DEFENDANTS (CONTINUED)

CH) NAME OF FOURTH DEFENDANT: JUSTIN ADAMS

EMPROVED AS: COUNSELOR AT SCI DALLAS
MATLING ADDRESS: 1000 FOLIZES ROAD DALLAS, PA 18612

IV. STATEMENT OF CLAIM

- 1. On FEBRUARY 2, 2016, BEFORE HONORABLE VITO GEROULD OF LACKAWANNA COUNTY COURT OF COMMON PLEAS, I WAS RESENTENCED TO NINE (9) TO TWENTY-FOUR (24) MONTHS FOR POISESSION WITH INTENT TO DELIVER ("COUNT I") FOLLOWED BY THREE (3) YEARS PROBATION FOR (RIMINAL USE OF A COMMUNICATION FACILITY ("COUNT I"), IN CRIMINAL MATTER 13-CR-186T. AT THIS TIME, I WAS SERVING A PAROLE VIOLATION OF TWENTY-FOUR (24) MONTHS AND TWENTY-EIGHT (28) DAYS, IN CRIMINAL MATTER OQ-CR-308, WHICH HAD A CONTROLLING MAXIMUM DATE OF FEBRUARY 5, 2016.
- 2. ON OR ABOUT FEBRUARY 4, 2016, I MET WITH JANE DOE PAROLE STAFF MEMBER OF SCI DALLAS, WHICH WAS THE INSTITUTION WHERE I WAS HOUSED. AT THIS TIME, DOE PRESENTED A PROBATION AGREEMENT FORM, REFLECTING A FIVE YEAR PROBATION SENTENCE, FOR HE TO SIGN. I THEN DECLINED TO SIGN THIS FORM AND EXPLAINED TO DOE THAT I WAS RESENTENCED ON FEBRUARY 2, 2016 TO THREE (3) YEARS OF PROBATION WITH RESPECT TO COUNT 2. DOE SAID, "I HAVE NOTHING REFLECTING THAT," AND THAT SHE WOULD," LOOK INTO IT."
 - 3. ON FEBRUARY 5, 2016, MY CONTROLLING MAXIMUM DATE IN OQ-CR-308 EXPIRED. AS I WAS NOT INFORMED HOW MUCH TIME I WAS CREDITED AT MY RESENTENCING IN 13-CR-1867, I WROTE A REQUEST TO THE RECORDS DEPARTMENT AT SCI DALLAS REGARDING MY NEW SENTENCE AND CREDITED TIME. THIS RECORDS DEPARTMENT IS SUPERVISED BY DIAME YALE, RECORDS SUPERVISOR AT SCI DALLAS. I RECEIVED A RESPONSE FROM JANE DOE RECORDS SPECIALIST ON OR ABOUT FEBRUARY 24, 2016 FROM JANE DOE WHICH SAID, "NOTHING IS SHOWING IN THE SYSTEM," AND THAT I HAD TO, "WAIT ON RELORDS AT SCI CAMP HILL TO UPDATE THE SYSTEM."

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4. ON OR ABOUT FEBRUARY 28, 2016, I WROTE A REQUEST TO JUSTIN ADAMS,
MY INSTITUTIONAL BLOCK COUNSELOR AT SCI DALLAS, REGARDING MY
NEW SENTENCE OF NINELY) TO TWENTY-FOOR (ZY) MONTHS. ALSO, BEING
AS BY MY CALCULATION AT THE TIME, I INFORMED COUNSELOR ADAMS
THAT I WAS APPROACHING MY PAROLE HINIMUM IN 13-CR-1867, AND THAT
I SHOULD BE SEEING PAROLE STAFF. ON OR ABOUT MARCH 1, 2016, I RECEIVED
A RESPONSE FROM COUNSELOR ADAMS STATING, WHEN PAROLE WANTS TO SEE YOU
THEY WILL LET YOU KNOW." TO MY KNOWLEDGE, THERE WAS NO ATTEMPT ON COUNSELOR
ADAMS PART TO LOOK INTO MY NEW SENTENCE IN 13-CR-1867.

- 5. ON MARCH 27, 2016, WHILE WORKING IN THE KITCHEN AT SCI DALLAS I WAS TOLD TO RETURN TO MY HOUSENG UNIT, I WAS THEN TOLD BY OFFICER FERRERA, THE OFFICER ON MY HOUSENG UNIT, THAT "I WASN'T SUPPOSED TO BE THERE," AND TO "PACK UP" BECAUSE I WAS BEING RELEASED. I THEN WAS TOLD TO REPORT TO COUNSELOR ADAMS WHERE WAS TOLD THAT I WAS "GOING HOME TOBAY." AND COULD I CALL "SOMEONE TO PICK HE UP FROM SCI DALLAS. I THEN RETURNED TO MY UNIT, GATHERED MY PROPERTY MET WITH JOHN AND JANE DOE PAROLE AND PROBATION FORM INSTRUCTING HE TO REPORT TO SCRANTON PAROLE AND PROBATION PROBATION OFFICE WITHIN TWENTY-FOUR (ZY) HOURS. I WAS THEN RELEASED FROM SCI DALLAS.
- 6. ON MARCH 28, 2016, I REPORTED TO THE SCRANTON PARTE AND PROBATION OFFICE, WHERE I WAS TOLD MY PROBATION WAS BEING SUPERVISED BY LACKAWANNA COUNTY ADULT PROBATION I REPORTED TO LACKAWANNA COUNTY PROBATION AND MET WITH JOHN DOE SUPERVISOR AT THIS MEETING, I WAS SHOWN A COURT ORDER FROM MY RESENTENCING ON FEBRUARY 2, 2016 THAT CREDITED ME WITH ABOUT SEVEN-HUNDRED AND TEN (TIO) DAYS ON MY SENTENCE IN 13-CR-1867. AS I WAS NEVER GIVEN A COPY OF THIS ORDER, I DO NOT KNOW THE EXACT NUMBER OF DAYS I WAS CREDITED.
 - 7. UPON MY CURRENT COMMITMENT AT SCI CAMP HILL FOR AN UNRELATED MATTER I WAS ISSUED A" DC IDE STATUS SUMMARY WHICH REFLECTS ON PAGE THREE (3) UNDER" S. DETAINERS" A DELETED DETAINER IN CONNECTION WITH 13-CR-1867. THE DELETED DETAINER WAS DATED "212212016" WITH A REMARK OF "RE-ENTRY". THIS RE-ENTRY WAS DONE BY JANE DOE RECORD SPECIALIST AT SCI CAMP HILL UPON RECEIPT OF THE SENTENCING ORDER RELETVED FROM FEBRUARY 2, 2016, SCI CAMP HILL RELORDS IS SUPERVISED BY RECORDS SUPERVISOR SHERRY BARBOURISEE COPY OF "PAGE 3045" ISSUED AT SCICAMPHILL). "INVAM 2/28/2018

- 8. AS SUPERINTENDENT AT SCI DAWAS, LAWRENCE MAHALLY IS IN CHARGE OF DAILY OPERATION AT SCI DAWAS, SUDERINTENDANT MANALLY IS THUS AN INDIVIDUAL WHO IS RESPONSIBLE FOR THE ACTIONS OF INSTITUTIONAL STAFF. ALSO SUPERINTENDANT MAHALLY IS RESPONSIBLE FOR HY INCARCERATION BEYOND MY MAXI HUM SENTENCE, AS I WAS HELD PHYSICALLY AT SCI DAWAS WHERE MAHALLY IS THE PENNSYLVANIA DEPARTMENT OF CORRECTIONS OFFICER IN CHARGE.
 - 9. WHEREFORE I ASSIGN RESPONSIBILITY FOR MY INCARCERATION BEYOND MY MAXIMUM SENTENCE-A VIDLATION OF THE EIGHTH AMENDMENT OF THE UNITED STATES CONSTITUTION-TO RECORDS SUPERVISOR SHERRY BARBOUR AT SCI CAMP HILL: RECORDS SUPERVISOR DIANE YALE AT SCI DALLAS; SUPERINTENDENT LAWRENCE MAHALLY AT SCI DALLAS; AND JUSTIN ADAMS, COUNSELOR AT SCI DALLAS. THE DEFENDANTS ARE RESPONSIBLE IN THEIR INDIVIDUAL CAPACITY AS WELL AS IN THEIR OFFICIAL CAPACITY AS EMPLOYEES OF THE PENNSYLVANIA DEPARTMENT OF CORRECTIONS.

Y RELIEF

- 1. DEFENDANTS BARBOUR, YALE MAHALLY AND ADAMS ARE LIABLE, IN THEIR INDIVIDUAL CAPACITIES, FOR CRUEL AND UNUSUAL PUNISHMENT. I AM SEEKING \$1,000 PER DAY FROM EACH DEFENDANT.
 - 2. DEFENDANTS BARBOUR, YAVE, MAHALLY AND ADAMS ARE ALSO LIABLE. IN THEIR OFFICIAL CAPACITIES AS PENNSYLVANIA DEPARTMENT OF CORRECTIONS EMPLOYEES, FOR CRUEL AND UNU SUAL PUNISHMENT. I AM SEEKING AN ADDITIONAL BI,000 PER DAY FROM EACH DEFENDANT.
 - 3. If A RULING IS GRANTED IN MY FAVOR, I AM ALSO SEEKING PAYMENT OF FILING FEES AND OTHER INCURRED COURT COSTS FROM THE ABOVE NAMED DEFENDANTS.

ame: Tamenend Matthews

Inmate #: NC5026

Closed Version No:1 Dated 10/4/2017 9:32:31 AM

4. NON-INCARCERATED OFFENSES

Sent Date	County/State/Federal	Indictments
None		

5. DETAINERS

Active Detainers							
Detainer#	Date	Agency	Agency Identification	OTN	Туре		
			,			-	
	None						

Deleted Detainers (For those deleted since last DC16)							
Detainer#	Date Deleted	Agency	Agency Identification	OTN	Туре		
1	2/22/2016 3:59:59 PM	LACKAWANNA CTY	CP1867-13CT1	T3659353	Dept Of Corrections		
	RE-ENTRY	,	•				

6. PRIOR DOC NUMBERS

					1 1	
MJ7457	KL3893	-				

7. ACTIONS: BOARD OF PARDONS

Decision Date	File Number	Action	Comments
None			

Last Modified By: Pelter, Kelli Ann

Signed Off By: Pelter, Keili Ann

Institution: Camp Hill

SIR OR MADAM:

ENCLOSED, PLEASE FIND.

1. COMPLETES APPLICATION TO PROCEED IN FORMA PAUPERZS;

2. COMPLETED AUTHORIZATION (UNDER 28 U.S.C. & 1915 la) (2);

3. COMPLETED CINIL COMPLAINT FORM (UNDER 42 U.S.C. & 1983);

4. ATTACHED TO CTUZLION PLAINT FORM, THREE PROCES

ANSWERING SECTIONS II, IN AND I OF THIS FORM;

5. A COPY OF PAGE 3 OF DC-16E' STATUS SUMMARY'

SUPPORTING MY CLAIM IN THE CIVIL COMPLAINT;

6. FIGHT (8) USM-285 FORMS, COMPLETED;

7. FOUR (4) COMPLETED A0398 FORMS; AND

8. FOUR (4) COMPLETED A0399 FORMS.

PLEASE NOTE I AN FILLAG PROSE. THEREFORE,

I AN SREKING SOME FORM OF DOCUMENTATION TO

ASSIST IN PROCURING DOCUMENTS FROM THE

PENNSYLVANIA DEPARTMENT OF CORRECTIONS, AS WELL

AS FROM THE LACKAWANDA COUNTY COURT OF COMMON PLEAS.

I THANK YOU FOR YOUR ASSISTANCE.

RESPECTFULLY, Bul News

TAMENEND MATTHEWS NOSKS P.O.BOX 200 CAMP HILL, PA 17001



OFFICE OF THE CLERK
UNITED STATES DISTRICT GOOT
MIDDLE DISTRICT OF PENNSYLVANIA
235 NORTH WASHINGTON ALENJE
235 NORTH WASHINGTON ALENJE
250 BOX 1148
SCRANTON, PR 18501-1148

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IAMENEND MATTHEWS INMATE NO. NC5026 P.O. Box 200 CAMP HZU,PA 19001